

United States District Court

Southern

DISTRICT OF

New York

PENTAIR WATER TREATMENT (OH) COMPANY
(FORMERLY KNOWN AS ESSEF CORPORATION)
and
PENTAIR WATER POOL & SPA, INC. (FORMERLY
KNOWN AS PAC-FAB, INC.)
and
PENTAIR WATER BELGIUM BVBA (FORMERLY
KNOWN AS STRUCTURAL EUROPE N.V. FORMERLY
KNOWN AS SFC)

SUMMONS IN A CIVIL CASE

CASE NUMBER:

Plaintiffs

v.

FIDELITY & CASUALTY INSURANCE COMPANY OF
NEW YORK
and
CNA INSURANCE COMPANIES

Defendants

TO: Fidelity & Casualty Insurance
Company of New York
180 Maiden Lane
New York, NY 10038

CNA INSURANCE COMPANIES
CNA Plaza-32 South
Chicago, IL 60685

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Anderson Kill & Olick, P.C.
1251 Avenue of the Americas
New York, NY 10020

an answer to the complaint which is herewith served upon you, within 20 days after service of this
Summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you
for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a
reasonable period of time after service.

J. MICHAEL McMAHON

APR 1 2008

CLERK

DATE


(BY) DEPUTY CLERK

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

PENTAIR WATER TREATMENT (OH)
COMPANY (FORMERLY KNOWN AS
ESSEF CORPORATION)

and

PENTAIR WATER POOL & SPA, INC.
(FORMERLY KNOWN AS PAC-FAB,
INC.)

and

PENTAIR WATER BELGIUM BVBA
(FORMERLY KNOWN AS STRUCTURAL
EUROPE N.V. FORMERLY KNOWN AS
SFC)

Plaintiffs,

- against -

FIDELITY & CASUALTY INSURANCE
COMPANY OF NEW YORK

and

CNA INSURANCE COMPANIES

Defendants.

Index. No. 08CV3604 (B.S.J.)

AFFIDAVIT OF SERVICE

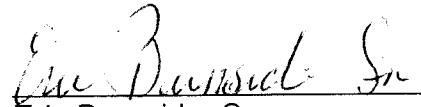
ERIC BURNSIDE, SR., being duly sworn, deposes and says:

Deponent is not a party to the action, is over 18 years of age and is employed by Anderson Kill & Olick, P.C., 1251 Avenue of the Americas, New York, NY 10020.

On the 15th day of April, 2008 at 3:55 p.m., deponent served a true copy of a

SUMMONS and COMPLAINT, RULE 7.1 STATEMENT AND A CIVIL COVER SHEET on Fidelity & Casualty Insurance Company of New York by serving the New York State Insurance Department, Office of General Counsel at 25 Beaver Street, 4th Fl., New York, NY 10004.

Service was accepted by Mr. Edward Thompson. Mr. Thompson is a Legal Assistant. He is a Caucasian male, between the ages 50-55, has brown eyes and black and white hair, is approximately 5'10" tall, and stated he was authorized to accept service for New York State Insurance Department, Office of General Counsel.



Eric Burnside, Sr.
Eric Burnside, Sr.
(Lic. No. 1258605)

Sworn to before me on this
18th day of April 2008

Notary Public

DONALD FLYNN
NOTARY PUBLIC State of New York
No. 01FL5046358
Qualified in Nassau County
Certificate Filed in New York County
Commission Expires July 10, 2011